

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Service Rules for the 698-746, 747-762)	WT Docket No. 06-150
and 777-792 MHz Bands)	
)	
Revision of the Commission's Rules to)	CC Docket No. 94-102
Ensure)	
Compatibility with Enhanced 911)	
Emergency)	
Calling Systems)	WT Docket No. 01-309
)	
Section 68.4(a) of the Commission's)	
Rules)	WT Docket No. 03-264
Governing Hearing Aid-Compatible)	
Telephones)	
)	
Biennial Regulatory Review –)	
Amendment of Parts 1, 22, 24, 27, and 90)	WT Docket No. 06-169
to Streamline and Harmonize Various)	
Rules Affecting Wireless Radio Services)	
)	
Former Nextel Communications,)	
Inc. Upper 700 MHz Guard Band)	PS Docket No. 06-229
Licenses and Revisions to Part)	
27 of the Commission's Rules)	
)	
Implementing a Nationwide,)	WT Docket No. 96-86
Broadband, Interoperable Public)	
Safety Network in the 700 MHz)	
Band)	
)	
Development of Operational, Technical		
and Spectrum Requirements for Meeting		
Federal, State and Local Public Safety		
Communications Requirements Through		
the Year 2010		

**COMMENTS OF THE REGION 42 (Virginia)
700 MHz REGIONAL PLANNING COMMITTEE
May 23, 2007**

The Region 42 (Virginia) 700 MHz Regional Planning Committee (RPC) hereby submits the following comments in reference to the Commission's Report and Order and Further Notice of Proposed Rulemaking ("Further Notice"), FCC 07-72, released April 27th, 2007.

In this Further Notice, the Commission stated that:

"With regard to the 700 MHz Band spectrum allocated to public safety ("Public Safety spectrum"), we tentatively conclude to redesignate the wideband spectrum to broadband use consistent with a nationwide interoperability standard, and to prohibit wideband operations on a going forward basis. Should we end up adopting this broadband approach, we tentatively conclude to consolidate the 700 MHz Public Safety spectrum, with the narrowband spectrum being consolidated to the top of the public safety allocation, and the broadband spectrum located at the bottom of the public safety allocation. These tentative conclusions, in conjunction with our proposal in the 700 MHz Public Safety Ninth Further Notice to establish a national public safety licensee, further our efforts to establish nationwide interoperable wireless broadband for public safety."

The Region 42 700 MHz RPC would strongly urge the Commission to reconsider these conclusions.

While supporting the concept of a nationwide wireless broadband network for public safety, we cannot support any plan which removes the 12 MHz of 700 MHz public safety spectrum that state, regional, and local entities have been actively planning to implement for wideband data networks and reallocates it to a national public safety licensee. Reallocation of this spectrum would invalidate all of the currently proposed and approved 700 MHz regional plans that have already been developed and invalidate the considerable efforts that state, regional, and local entities have already invested in these plans. Furthermore, development of interoperability standards and equipment for use of this spectrum would also be delayed. Therefore, we conclude that reallocation of this spectrum would only further delay public safety use of this valuable spectrum resource for which public safety has already waited on for far too long and would add additional uncertainty to numerous initiatives currently underway to implement interoperable data communications systems.

We would however be in support of allowing the 700 MHz Regional Planning Committees the flexibility in determining whether to deploy wideband, broadband or a combination of the spectrum use within a Region, based on the needs of the local, regional and state public safety agencies within that Region. This would allow the most efficient use of the spectrum potentially allowing broadband technology to be deployed where there is a need and funding to support the dense infrastructures required to support that as well as deployment of wideband technologies, that can provide a much larger geographic coverage footprint and could therefore be deployed at correspondingly lower costs compared to broadband.

Lastly, the Region 42 700 MHz RPC does not support the creation of a Nationwide, Broadband Interoperable Public Safety Network using the 12 MHz of spectrum

previously allocated to Public Safety under the current 700 MHz band plan. The lack of specific details concerning this network, the multiple separate proposals submitted to build the network and the impact that each of these proposals have on other interrelated 700 MHz proceedings will only continue to delay and hinder public safety efforts to utilize this badly needed resource.

In summary, the Region 42 700 MHz RPC supports maintaining the 700 MHz public safety spectrum structure as currently defined and does not support the conclusions reached by the Commission in this Report and Order and Further Notice of Proposed Rulemaking.

Respectfully submitted,

Robert A. DeLauney 5/23/07

Robert A. DeLauney

Region 42 700 MHz Regional Planning Committee Chair

May 23, 2007